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commercial cultivars from "Mayocoba". Pursuant to said information, the patent subject of reexamination lacks novelty.

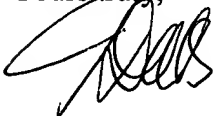
In addition, I submit copies of documents that evidence that the yellow beans subject of said patent were offered for sale in the United States more than one year prior to the filing date and issuance date of the same. I would like to draw to your attention that pursuant to Section 102(b) of the Patent Act (35 U.S.C. §102(b)), the beans subject of Patent No. 5,894,079 do not meet the conditions for patentability because they were sold more than one year prior to the filing date of the patent application, and therefore "on sale bar" has operated.

I enclose the above documents for your review and consideration.

Finally, please update your records with the new address of the attorney at record for CIAT. Please send all future correspondences to:

John Dodds  
Dodds & Associates  
1707 N St., NW  
Washington, DC 20036

Yours truly,



**John Dodds**  
**Attorney at Law**

Enc: Check for \$180.00  
Information Disclosure Statement and accompanying documents

Cc: File  
CIAT  
POD-NERS' Attorney of Record

It is hereby certified that a copy of this letter, Information Disclosure Statement and accompanying documents were mailed to POD-NERS' attorney at record, Denise L. Mayfield, by US First Class Mail on November 18, 2002 to the following address:

Denise L. Mayfield  
Law Offices of Lathrop & Gage LLC  
4845 Pearl East Circle, Suite 300  
Boulder, CO 80301

POD-NERS' RECORD

Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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|--|-----------------------------|-------------------------------|--|
| <b>TRANSMITTAL FORM</b><br><i>(to be used for all correspondence after initial filing)</i> | <b>Application Number</b>   | Reex. Control No. 90/005892   |  |
|  | <b>Filing Date</b>          | 12/20/2000                    |  |
|  | <b>First Named Inventor</b> |                               |  |
|  | <b>Group Art Unit</b>       | 1638                          |  |
|  | <b>Examiner Name</b>        | Amy Nelson                    |  |
| <b>Total Number of Pages in This Submission</b>  |                             | <b>Attorney Docket Number</b> |  |

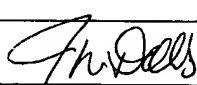
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| <b>ENCLOSURES (check all that apply)</b>   |   |  |
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br><b>check for \$180.00</b> |
| <b>Remarks</b>   |   |  |

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| <b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b> |   |
| <b>Firm or Individual name</b>                    | Dodds & Associates, John Dodds  |
| <b>Signature</b>                                  |  |
| <b>Date</b>                                       | 11/18/2002  |

|   |  |             |  |
|---|--|-------------|--|
| <b>CERTIFICATE OF MAILING</b>   |  |             |  |
| I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: <input type="text"/> |  |             |  |
| <b>Typed or printed name</b>  |  |             |  |
| <b>Signature</b>  |  | <b>Date</b> |  |

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